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HIGH COURT OF CHHATTISGARH AT BILASPUR

Second Appeal No. 115/2006

Single Bench: Hon'ble Shri Dilip Raosaheb Deshmukh, J.

Appellants Defendants

1. Kedar Singh, S/o Late Bachha Singh, aged about 35 years.
2. Smt. Lalita Wd/o Bachha Singh, aged about 65 years,
3. Bhagwan Singh, S/o Bachha Singh, aged about 40 years,
4. Vikrama Singh, S/o Bachha Singh, aged about 42 years,
   All resident of Jute Mill, Kabir Chowk, Raigarh, Tahsil and District Raigarh (C.G.)

VERSUS

Respondent Plaintiff

1 Smt. Vibha Rani Karamkar, aged about 33 years, Occupation – dependents, resident of Kabir Chowk, Raigarh, Tahsil and District Raigarh (C.G.)

Respondent Defendant

2. State of Chhattisgarh, through the Collector, Raigarh (C.G.).

MEMORANDUM OF SECOND APPEAL UNDER SECTION-100 OF THE CODE OF CIVIL PROCEDURE, 1908

Present :
Shri R.P. Tripathi, counsel with Shri Sunil Sahu, counsel for the appellants.

ORAL ORDER

(Passed on 20th day of April, 2007)

Heard.

(2) Learned counsel for the appellants seeks permission to withdraw this appeal with liberty to raise an objection before the executing Court that the appellants/defendants are not in possession of the land Khasra No.104 area measuring 0.202 hectares purchased by the plaintiff by a registered sale deed on 13-05-1986.

(3) Reserving the aforesaid liberty to the appellant/defendants, the Second Appeal is dismissed as withdrawn. No order as to costs.

(4) Consequently, M.(C.)P.No.474/2006 which is an application under Order-41 Rule-5 of C.P.C. for grant of status-quo stands disposed of.

Sd/-
Dilip Raosaheb Deshmukh
Judge

Kvr